

2005 DRAFTING REQUEST

Senate Substitute Amendment (SSA-SJR53)

Received: 12/02/2005

Received By: **pdykman**

Wanted: **Today**

Identical to LRB:

For: **Tim Carpenter (608) 266-8535**

By/Representing: **Ewy, Stuart**

This file may be shown to any legislator: **NO**

Drafter: **pdykman**

May Contact:

Addl. Drafters:

Subject: **Constitutional Amendments**

Extra Copies: **PJK**

Submit via email: **YES**

Requester's email: **Sen.Carpenter@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Same-sex marriage / civil unions ban altered

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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FE Sent For:

<END>

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FE Sent For:

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**SENATE SUBSTITUTE AMENDMENT ,
TO 2005 SENATE JOINT RESOLUTION 53**

Gen

Man
AM

1 **Relating to:** providing that only a marriage between one man and one woman shall
2 be valid or recognized as a marriage in this state (first consideration).

Analysis by the Legislative Reference Bureau

This proposed constitutional amendment, proposed to the 2005 legislature on first consideration, provides that only a marriage between one man and one woman shall be valid or recognized as a marriage in this state.

A proposed constitutional amendment requires adoption by 2 successive legislatures, and ratification by the people, before it can become effective.

Resolved by the senate, the assembly concurring, That:

4 **SECTION 1.** Section 13 of article XIII of the constitution is created to read:

5 [Article XIII] Section 13. Only a marriage between one man and one woman
6 shall be valid or recognized as a marriage in this state.

7 **SECTION 2. Numbering of new provision.** The new section 13 of article XIII
8 of the constitution created in this joint resolution shall be designated by the next
9 higher open whole section number in that article if, before the ratification by the

1 people of the amendment proposed in this joint resolution, any other ratified
2 amendment has created a section 13 of article XIII of the constitution of this state.
3 If one or more joint resolutions create a section 13 of article XIII simultaneously with
4 the ratification by the people of the amendment proposed in this joint resolution, the
5 sections created shall be numbered and placed in a sequence so that the sections
6 created by the joint resolution having the lowest enrolled joint resolution number
7 have the numbers designated in that joint resolution and the sections created by the
8 other joint resolutions have numbers that are in the same ascending order as are the
9 numbers of the enrolled joint resolutions creating the sections.

10 ***Be it further resolved, That*** this proposed amendment be referred to the
11 legislature to be chosen at the next general election and that it be published for 3
12 months previous to the time of holding such election.

13 (END)

**SENATE AMENDMENT ,
TO 2003 ASSEMBLY JOINT RESOLUTION 66**

*proposed
constitutional
amendment*

1 At the locations indicated, amend the joint resolution as follows:

2 **1.** Page 1, line 9: after "state." insert "However, this ~~section~~ does not impair
3 any rights, rules, or administrative procedures, which exist on the date of ratification
4 of this amendment, regarding living wills, powers of attorney, or any end-of-life
5 decisions or issues."

6

(END)

**SENATE AMENDMENT ,
TO 2003 ASSEMBLY JOINT RESOLUTION 66**

1 At the locations indicated, amend the joint resolution as follows:

2 **1.** Page 1, line 9: after "state." insert "However, this section does not impair
3 any rights, rules, or administrative procedures, which exist on the date of ratification
4 of this amendment, regarding living wills, powers of attorney, or any end-of-life
5 decisions or issues." ✓
6

(END)